

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Panchayat Raj & Rural Development Department – Allegation of irregularities in purchase of Stationery items and registers for the use of the ZP during the year 1999-2000 against Sri K.Nagabhushanam, former Account Officer, ZP Nalgonda, [now retired] – Prosecuted in a court of law – Convicted – Imposing the penalty of withholding of Pension and Gratuity in full and permanently u/r 25(i) of APCS (CC&A) Rules, 1991 & Rule 9 of APRP Rules, 1980 – Orders - Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT [VIG.III-A] DEPARTMENT

G.O.Ms.No. 132

Dated:09.06.2011

Read the followings:-

- 1.From the CPR&RE, AP-Hyd Lr.No.9448/A3/2000,dt:2.6.2000.
2. From the DG ACB,Hyd., Lr.No.101/RCO/HND/03,Dt.17.10.05
3. G.O.Ms.No.276 PR & RD (Vig.III-A) Dept., dt.30.6.2006
4. Judgment of Spl. Judge for SPE & ACB Cases Cum-V Addl. Chief Judge, City Civil Court, Hyd., dt.11.3.2011 in CC No.1 of 2008
5. From the DG, ACB, Rc.No.101/RCO-HND/2003, dt.12.5.2011

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ORDER:-

It has been brought to the notice of the Government that Sri K.Nagabhushanam, former Account Officer, ZP Nalgonda, [now retired], Zilla Parishad Nalgonda has committed certain irregularities i.e. No.1:- He has colluded with Sri G. Laxma Reddy, Branch manger, FEDCON, Nalgonda and purchased Registers for the use of Mandals and Zilla Parishads at highly exorbitant rates and paid an excess amount of Rs.3.86 lakhs, without following the norms and by-passed a senior IAS Officer i.e. Chief Executive Officer (FAC) with a motivation to swallow the Zilla Parishad funds. Allegation No.2:- He has committed certain irregularities in purchased stationary, registers and other articles worth Rs.19.35 lakhs at an exorbitant rates during the year 1999-2000 for the use of Zilla Prishad Nagonda, and cheated the Government.

2] The Director General, Anti-Corruption Bureau has conducted a regular enquiry on the allegations of irregularities in the purchase of registers and stationery from FEDCON and other Agencies at exorbitant rates for the use of same in Local Bodies and Zilla Parishad Office of Nagonda and a case in Cr.No.15/ACB-HR/2003 U/s 13 (2) r/w 13 (1) (d) of the Prevention of Corruption Act, 1988 was registered on 17.04.2003 against him and recommended to prosecute the AO Sri K. Nagabhushanam, former Accounts Officer, ZP Nalgonda [Now retired] in a court of law under sec. 13 (2) r/w 13 (1) (d) of the Prevention of Corruption Act, 1988 r/w 34 IPC.

3] After examining the matter, in the ref. 3rd read above, Government have accorded sanction to prosecute the AO Sri K. Nagabhushanam, former Accounts Officer, ZP Nalgonda [Now retired] in a court of law under section 7, 13(2) r/w 13(1) (d) of P.C Act, 1988. Accordingly, the Director General ACB has filed charge-sheet in the trail court.

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4] In the meanwhile, Sri K. Nagabhushanam, former Accounts Officer, ZP Nalgonda has been retired from service on 31.10.2006 on attaining the age of superannuation pending prosecution against him.

5] In the reference 4th read above, the Spl. Judge for SPE & ACB Cases Cum-V Addl. Chief Judge, City Civil Court, Hyderabad pronounced the Judgement dt.11-03-2011 in C.C.No.1 of 2008 that the Accused Officer Sri K.Nagabhushanam, former Account Officer, ZP Nalgonda, [now retired] is found guilty for the offences punishable under section 13(1) (c) r/w Sec. 13 (2) of PC Act, 1998 and u/s 120 B IPC and accordingly he is convicted under section 248 (1) Cr.P.C., and sentenced to undergo rigorous imprisonment for a period of 3 [three] years and he has also sentenced to pay a fine of Rs.5,000/- [Rs. Five Thousand only] and in default to pay fine amount, to undergo simple imprisonment for a period of 6 [six] months for the offence punishable under section 13(1) (C) r/w section 13(2) of PC Act, 1988. He is further sentenced to undergo rigorous imprisonment for a period of 6 [six] months and also sentenced to pay a fine of Rs.500 [Five Hundred] and in default to pay fine amount, to undergo simple Imprisonment for a period of 1 [one] month for the offence under section 120 B IPC.

6] In the reference 5th read above, the Director General, ACB has recommended to impose the penalty of withhold of pension and gratuity in full and permanently under rule 9 of AP. Revised Pension Rules, 1980 against the AO Sri K. Nagabhushanam, former Accounts Officer, ZP Nalgonda (now retired), on the ground of conduct which has led to his conviction in a criminal charge.

7] The Government, after careful examination of the matter in detail, hereby impose the penalty of withholding of pension and gratuity in full and permanently under rule 25(i) of APCS (CC&A) Rules, 1991 & Rule 9 of AP. Revised Pension Rules, 1980 against Sri K. Nagabhushanam, former Accounts Officer, ZP Nalgonda, [now retired], on the ground of conduct which has led to his conviction in a criminal charge.

8] The Commissioner for Panchayat Raj & Rural Employment, AP-Hyderabad shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDRA PRADESH)

Dr. RAJIV SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT [PR]

To
The Commissioner, Panchayat Raj & Rural Employment, AP-Hyderabad.
Sri K.Nagabhushanam, former Account Officer, ZP Nalgonda,
[now retired] **through** CPR & RE Hyderabad.
The Chief Executive Officer, Zilla Parishad Nalgonda
Copy to:-
The District Treasury Officer, Nalgonda.
The Account General, AP. Hyderabad.
The Director General, Anti Corruption Bureau, Hyderabad.
The Secretary to VC, APVC, Hyderabad.
SF/SC.

//FORWARDED BY :: ORDER//

SECTION OFFICER.